

RETURNED
JAN 13 1999

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SHERYL L. WHITE, DAVIS CNTY RECORDER
1999 JAN 13 9:28 AM FEE .00 DEP REC
REC'D FOR KAYSVILLE CITY COMP

EASEMENT

CENTRAL DAVIS COUNTY SEWER DISTRICT, a Utah Special Service District, of 2627 W. Shepard Lane, Kaysville, Utah, Grantor, hereby conveys and warrants to KAYSVILLE CITY, A Municipal Corporation, of 23 East Center Street, Kaysville, Utah, its successors in interest and assigns, Grantee, for the sum of One Dollar (\$1.00) and other good and valuable consideration, a permanent easement and right-of-way for the construction, operation, maintenance, repair, alteration, enlargement, inspection, relocation and replacement of a drainage culvert and associated facilities related thereto, on, over, under and across real property located in Davis County, State of Utah, and described as follows:

Beginning at a point which is South 89° 27' 07" West 573.39 feet and North 194.71 feet from the South 1/4 Corner of Section 10, Township 3 North, Range 1 West, Salt Lake Base and Meridian, and running thence North 0° 40' 39" West for a distance of 33.73 feet to the South ROW line for a 66-foot ROW; thence along said ROW line 27.25 feet along the arc of a 549.21 foot radius curve to the right (radius pt. bears N. 21° 21' 09" E); thence South 0° 40' 57" East for a distance of 44.57 feet; thence North 89° 19' 21" East for a distance of 25.00 feet to the point of beginning.

Containing 976 square feet or 0.022 acres.

ALSO:

Beginning at a point which is South 89° 27' 07" West 584.02 feet and North 304.95 feet from the South 1/4 Corner of Section 10, Township 3 North, Range 1 West, Salt Lake Base and Meridian, said point being on the North ROW line for a 66-foot ROW and running thence North 37° 01' 54" West for a distance of 71.57 feet; thence South 51° 16' 52" West for a distance of 25.00 feet; thence South 37° 01' 54" East for a distance of 13.26 feet to the South ROW line for the 66-foot ROW; thence along said ROW line 62.81 feet along the arc of a 483.21 foot radius curve to the left (radius pt. bears N 33° 13' 45" E); to the point of beginning.

Containing 1103 square feet or 0.025 acres.

Together with all necessary and reasonable rights of ingress and egress and the right to excavate and fill for the installation and repair of the above-mentioned facilities and to remove trees, shrubbery, undergrowth or other obstructions interfering with the repair and maintenance of said facilities.

Neither Grantor nor its successors shall build or construct over or across said permanent easement and right-of-way any building or other improvement, nor change the contour thereof without the prior written consent of the Grantee.

The officers who sign this Easement hereby certify that this Easement and the transfer represented thereby was duly authorized under a resolution duly adopted by the Board of Trustees of the Grantor at a lawful meeting duly held and attended by a quorum.

IN WITNESS WHEREOF, the Grantor has caused this Easement to be executed by its duly authorized officers this 10th day of September, 1998.

CENTRAL DAVIS COUNTY SEWER DISTRICT

By: 
DEAN O. BRAND
Chairman, Board of Trustees

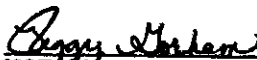
ATTEST:


JOHN W. THACKER
Clerk Board of Trustees

STATE OF UTAH)
 (ss.
COUNTY OF DAVIS)

On the 10th day of September, 1998, personally appeared before me DEAN O. BRAND and JOHN W. THACKER, who being by me duly sworn did say, each for himself, that he, the said DEAN O. BRAND, is the Chairman of the Board of Trustees of the Central Davis County Sewer District, and he, the said John W. Thacker, is the Clerk of the Board of Trustees of the Central Davis County Sewer District, and

that the within and foregoing instrument was signed on behalf of the said Board of Trustees of the Central Davis County Sewer District, by authority of the said District and said DEAN O. BRAND and John W. Thacker each duly acknowledged to me that the said Board of Trustees executed the same and that the seal affixed is the seal of the said Central Davis County Sewer District.


NOTARY PUBLIC
Residing at: 718 E. 1000 S. Kayville
My Commission Expires: Aug 7, 2000

(SEAL)

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